

**ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code section 68B.32A, the Iowa Ethics and Campaign Disclosure Board hereby amends Chapter 4, "Campaign Disclosure Procedures," Iowa Administrative Code.

The amendments clarify that when payment of a civil penalty is made for a late-filed campaign report, it is not being made to advocate for or against a candidate or ballot issue. Therefore, the payment of a civil penalty may be made by a person who would otherwise be prohibited from making a campaign contribution under Iowa Code section 68A.503. The payment, if made by a person other than the committee, is not required to be disclosed on a campaign disclosure report.

Notice of Intended Action was published in the Iowa Administrative Bulletin on December 3, 2008, as **ARC 7380B**. No oral or written comments on the amendments were received. These amendments are identical to those published under Notice.

The Board adopted these amendments on February 25, 2009.

These amendments are intended to implement Iowa Code sections 68A.401(3) and 68B.32A(8).

These amendments will become effective on April 29, 2009.

The following amendments are adopted.

ITEM 1. Amend subrule 4.62(2) as follows:

**4.62(2) *Who may make payment.*** Payment may be made at the person's discretion, including from funds of a committee or from personal funds of an officer of a committee. ~~Payments from corporate entities as described in Iowa Code Supplement section 68A.503 are prohibited, except in the case of a ballot issue committee.~~

ITEM 2. Rescind and reserve subrule **4.62(3)**.

[Filed 3/3/09, effective 4/29/09]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 3/25/09.